

** Return Copy **

(Name) Matthew Alan Lawrie

(Address) 900 Quebec Avenue

(City, State, Zip) Corcoran, California 93212

(CDC Inmate No.) F-74464

FILED

MAR 06 2013

CLERK US DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY *[Signature]*First Amended
VersionUnited States District Court
Southern District of California

Matthew Alan Lawrie

(Enter full name of plaintiff in this action.)

State of California Plaintiff,
 v. Robert Lawrie,
 Trent Lott,
 County of San Diego,
 Merrill Lynch,
 James A. Schmiesing,
 Steven Haskins,
 Alice Y. Lawrie/Rodriguez,

(Enter full name of each defendant in this action.)

Blumberg Dagan LLP Defendant(s).

A. Jurisdiction

Jurisdiction is invoked pursuant to 28 U.S.C. § 1333(a)(3) and 42 U.S.C. § 1983. If you wish to assert jurisdiction under different or additional authority, list them below.

*" Due Process "***B. Parties**

1. Plaintiff: This complaint alleges that the civil rights of Plaintiff, **Matthew Alan Lawrie**
 (print Plaintiff's name)
 , who presently resides at **900 Quebec Avenue**
 (mailing address or place of confinement)
Corcoran, California 93212, were violated by the actions

of the below named individuals. The actions were directed against Plaintiff at **San Diego, California**
Vista Superior Court Dept. 4 on (dates) **7/24/06, 7/7/06, and 1/15/02**.

(institution/place where violation occurred)

(Count 1)

(Count 2)

(Count 3)

2. Defendants: (Attach same information on additional pages if you are naming more than 4 defendants.)

2254	1983
FILING FEE PAID	
Yes	No
IFP MOTION FILED	
Yes	No
COPIES SENT TO	
Court	ProSe

Defendant Robert Lawrie
(name)

resides in Alabama, Jasper,
(County of residence)

and is employed as a Retired Consultant for Lawrie & Co. This defendant is sued in
(defendant's position/title (if any))

(his/her) individual official capacity. (Check one or both.) Explain how this defendant was acting

under color of law: My Uncle, Robert Lawrie Committed fraud when he reported that an IRA 272-81615 was outside of Alan F. Lawrie Trust Causing Plaintiff to lose over \$50,000,000.00 from estate and caused 7-7-06 PN 26595 Court order for Taxes on my inheritance under false pretenses.

Defendant Trent Lott
(name)

resides in Mississippi, USA,
(County of residence)

and is employed as a Former Senator and Republican whip This defendant is sued in
(defendant's position/title (if any))

his/her individual official capacity. (Check one or both.) Explain how this defendant was acting

Trent Lott, mastermind of Alan F. Lawrie will trust fraud.

under color of law: During the Month of January I tried to Contest my dad's will. In February I filed PI 83751 Contest in Superior Court. During February of 2003 The Then Senator Trent Lott and his wife in their green Chrysler Town & Country Van With faux wood trim threatened me at Quivira basin at my boat dock about my dad's will.

Defendant County of San Diego Judge Cline
(name)

resides in San Diego (Vista) California,

(County of residence)

and is employed as a Judge of Probate Court dept 4. This defendant is sued in
(defendant's position/title (if any))

his/her individual official capacity. (Check one or both.) Explain how this defendant was acting

under color of law: Judge Cline accepted false information from defendants to defraud Plaintiff of over \$50,000,000.00 and the 140,000.00 in taxes When on 7-7-06 he ordered on PN 26595 that Plaintiff had received Money from outside The A.F.L. Trust When actually 272-81615 is in the trust...

Defendant Merrill Lynch, Karen Merker
(name)

resides in San Diego California 92101,

(County of residence)

and is employed as a Manager of Alan F. Lawrie Stock. This defendant is sued in
(defendant's position/title (if any))

his/her individual official capacity. (Check one or both.) Explain how this defendant was acting

under color of law: Merrill Lynch and the broker/manager Karen Merker acted as "mastermind of fraud" by first Manipulating Stock Reports on Alan F. Lawrie Trust, Stock Portfolio by creating false accounts, hiding the IRA 272-81615 from Plaintiff who is beneficiary of will also. Then Karen Merker and Company helped write a forged will! The hand-writing of all account contracts match the writing and signatures of the Notary Public's signature, which is spelled incorrectly. Merrill Lynch is responsible party and guardian of records on Alan F. Lawrie Stock Portfolio and assisted all defendants when they deceived Plaintiff in 2002, 2003, and in 2006. The attorney for Merrill Lynch Eric Glassman sent Plaintiff The Contract of 272-81615 showing Alan F. Lawrie wrote; 50/50 split for \$100,000.00 to Matt, Yvonne Lawrie = 609,000.00. Merrill Lynch also Embezzled Money!

C. Causes of Action (You may attach additional pages alleging other causes of action and the facts supporting them if necessary.)

Count 1: The following civil right has been violated: Due Process, ~~Health Care~~
 (E.g., right to medical care, access to courts,

due process, free speech, freedom of religion, freedom of association, freedom from cruel and unusual punishment, etc.)

Supporting Facts: [Include all facts you consider important to Count 1. State what happened clearly and in your own words. You need not cite legal authority or argument. Be certain to describe exactly what each defendant, by name, did to violate the right alleged in Count 1.]

* THE VIOLATION OF Due Process was on 7-7-06 when the Superior Court at Vista, California made its Poor decision to grant Petitioners on PN26595 to allow taxes for 140,477 ~~as~~ against Plaintiff when the information was incorrectly stated in Petition. Due Process was Violated against Plaintiff when the judge did not review Any IRA or Will material before making this order. All other defendants from 2002 - 2006 assisted in this fraud: First Robert Lawrie, Trent Lott, the County of San Diego Judge Cline, then Merrill Lynch Karen Merker, Drew Cunningham broker FC # 3016 and his Secretary who forged the AFL. Will's Notary Public Signature. James A. Schmiesing the attorney for Alice Y. Lawrie/Rodriguez who falsely and knowingly put forth PN26595 petition to defraud Plaintiff of various rights of 140,477 ~~as~~ and to block fair trial for SCN16040 by blocking funds. Also, blocking facts that bolster Plaintiff assertions that Will is forgery. AFL. Trust 272-81615 IRA in will . IRA 272-81615 50/50 Split AFL will gives 200K at 8K per Month . Why would anyone give 300K on IRA 272-81615 then piece meal out 8K Per Month for Son who in will in reality should get 50% Split?!

Steven Haskins hid truth from Plaintiff, Client and gave Trent-Lott my whereabouts so he could threaten my life, Son's family, Blumberg Dagan acted as puppets in Whole masquerade by Continuing lie that Money was given to Plaintiff in 2003 from "outside the trust" as seen in PN26595, but it's a lie !

Count 2: The following civil right has been violated: _____
(E.g., right to medical care, access to courts,

due process, free speech, freedom of religion, freedom of association, freedom from cruel and unusual punishment, etc.)

Supporting Facts: [Include all facts you consider important to Count 2. State what happened clearly and in your own words. You need not cite legal authority or argument. Be certain to describe exactly what each defendant, *by name*, did to violate the right alleged in Count 2.]

Count 3: The following civil right has been violated: _____
(E.g., right to medical care, access to courts,

due process, free speech, freedom of religion, freedom of association, freedom from cruel and unusual punishment, etc.)

Supporting Facts: [Include all facts you consider important to Count 3. State what happened clearly and in your own words. You need not cite legal authority or argument. Be certain to describe exactly what each defendant, *by name*, did to violate the right alleged in Count 3.]

D. Previous Lawsuits and Administrative Relief

1. Have you filed other lawsuits in state or federal courts dealing with the same or similar facts involved in this case? ~~Yes~~ No. These are New facts with New items of evidence from IRS 11/27/12 and Mess. # Lynch 272-81615 2/5/13

If your answer is "Yes", describe each suit in the space below. [If more than one, attach additional pages providing the same information as below.]

(a) Parties to the previous lawsuit:

Plaintiffs: _____

Defendants: _____

(b) Name of the court and docket number: _____

(c) Disposition: [For example, was the case dismissed, appealed, or still pending?] _____

(d) Issues raised:

(e) Approximate date case was filed: _____

(f) Approximate date of disposition: _____

2. Have you previously sought and exhausted all forms of informal or formal relief from the proper administrative officials regarding the acts alleged in Part C above? [E.g., CDC Inmate/Parolee Appeal Form 602, etc.] ? Yes No. **NOT Prison Matter!**

If your answer is "Yes", briefly describe how relief was sought and the results. If your answer is "No", briefly explain why administrative relief was not sought.

This is not in the CDC jurisdiction. But I have notified FBI Keith Slotter SAC (858) 565-1255 and he is assisting in a Non official Manner (Not a Plaintiff) I Correspond w/ Slotter and report often but require better methods of communication please. In the interest of JUSTICE!"

E. Request for Relief

Plaintiff requests that this Court grant the following relief:

1. An injunction preventing defendant(s): Access to Alan F. Lawrence Trust.

2. Damages in the sum of \$ TBA

3. Punitive damages in the sum of \$ TBA

4. Other: TBA

I just want what is Supposed to be mine from my dad 50%.

F. Demand for Jury Trial

Plaintiff demands a trial by Jury Court. (Choose one.)

G. Consent to Magistrate Judge Jurisdiction

In order to insure the just, speedy and inexpensive determination of Section 1983 Prisoner cases filed in this district, the Court has adopted a case assignment involving direct assignment of these cases to magistrate judges to conduct all proceedings including jury or bench trial and the entry of final judgment on consent of all the parties under 28 U.S.C. § 636(c), thus waiving the right to proceed before a district judge. The parties are free to withhold consent without adverse substantive consequences.

The Court encourages parties to utilize this efficient and expeditious program for case resolution due to the trial judge quality of the magistrate judges and to maximize access to the court system in a district where the criminal case loads severely limits the availability of the district judges for trial of civil cases. Consent to a magistrate judge will likely result in an earlier trial date. If you request that a district judge be designated to decide dispositive motions and try your case, a magistrate judge will nevertheless hear and decide all non-dispositive motions and will hear and issue a recommendation to the district judge as to all dispositive motions.

You may consent to have a magistrate judge conduct any and all further proceedings in this case, including trial, and the entry of final judgment by indicating your consent below.

Choose only one of the following:

Plaintiff consents to magistrate judge jurisdiction as set forth above.

OR

Plaintiff requests that a district judge be designated to decide dispositive matters and trial in this case.

I declare under the penalty of perjury that the foregoing is true and correct.

2/26/13

Date

Matthew Alan Lawrence

Signature of Plaintiff

Matthew Alan Lawrence

~~* Return Copy *~~

15

1 Matthew Alan Lawrie, F-74464
 2 908 Quebec Ave.
 3 Corcoran, Ca 93212
 4 In Proper
 5 (559) 992-7100

United States Courts
 Southern District of California

Civil Case No.

memorandum of points and
 authorities and notice of
 Exhibits in support of

Lawrie v. County, does 1-100 "Complaint 42 USC 1983"
 Violation of Due Process

I Matthew Alan Lawrie hereby submit the Notice
 of Memorandum of Points and authorities and Exhibit
 in Support of this Complaint that My Due process
 rights were violated by the County of San Diego, Robert Lawrie,
 Trent Lott, Merrill Lynch, James A. Schmiesing, Steven Haskins, Alice-
 Yvonne Lawrie / Rodriguez, Bloomberg Dagan LLP and does 1-100.

The Exhibits shown following this page show Course of deceit and
 fraud which did so violate Plaintiff's "due process rights".

1) Merrill Lynch Contract of Alan F. Lawrie dated: 11/26/97 IRA 272-81615 50% - 50% (IN TRUST)

2) Merrill Lynch Portfolio 272-81615 11/29/2002 = 274,564.76 "origin" of Money Plaintiff received 2003

3) Merrill Lynch 272-81615 account plan value 603,658.29 "origin" of Plaintiff Money 272-85850

4) Merrill Lynch Page 1 of 272-85850 Valued 176,677.28 balance of Split on 272-81615

5) Susan Stricklin Wilson, attorney declaration for production of will for Client Lawrie.

6) Page 1 of AFL Will

7) Page 3 of AFL Will Which alleges 200,000⁰⁰ in trust for plaintiff at 8,000⁰⁰ mo.

8) Page 4 of AFL Will per 8,000⁰⁰ Month Which is contradiction to 272-81615, 50/50!

9) EXHIBIT B of Notary Signature which is Spelled wrong and T-J mixed and
 is 100% identical to Merrill Lynch Secretary's writing on all Contracts. ! Forgery !

10) AFL Will, Trust Assets See particularly # 4 b IRA 272-81615 "IN TRUST"

Note:

Sent Copy w/envelope 2/5/13 from Glassman
 As 17 B ex page typed/stapled to P. 17.

- 1) Petition by James A. Schmidesing dated 7/24/06 for Alice Y. Lawrie/Rodriguez
- 2) Superior Court minutes at Judge Cline clft. # PN26595 7/7/06 which
is oddly dated before the petition. Why is order before petition? Unless
this Court thought it was party to this action and acted on its own.
- 3) Page 2 PN26595 order 7-7-06 (Matthew also received \$166,100.00
Consisting of IRA "outside the trust" for a total of \$466,111.00) which
allowed taxation without proclamation to occur and fraud which
violated plaintiffs "due process" and is the cause of this action.
- 4) letter from Court giving jurisdiction or trustee to another Court.
- 5) IRS 272-81615 falsely reported as 2,100.00 distribution but
Correctly admitted at beneficiary status. Merrill Lynch Committee fraud
to IRS! See NEXT Page 272-85850 \$156,878.00 from ?(272-81615)
- 6) Ex 12 SEC G00027 DSO
- 7) Proof of Service Merrill Lynch fixed broker Drew Cunningham F.O. 30/16
- 8) letter from Merrill Lynch by Amanda Hall 6/27/11
- 9) Copy of envelope from Merrill Lynch Rec. 10/8/11.
- 10) letter from SEC atty. Leslie M. Garner
- 11) IRS letter ^{10/30/12} Shows NO TAXES PAID BY TRUSTEE PER PN26595
- 12) OSC w/ attorney Eric J. Glassman where he tried to give false name to
Court. EX. 27 B ENVELOPE FROM ERIC J. GLASSMAN W/ 272-81615
- 13) letter from ERIC J. Glassman in objection
- 14) letters from Comptroller of the Currency Administrator of National Banks
- 15) D.O.J letter 10/22/12
- 16) letter from F.B.I
- 17) My letter to F.B.I dated 1/3/13
- 18) Summons to Steven Flaskins
- 19) CIVIL COMPLAINT Lawrie V. Flaskins
- 20) Proof of Service by Susan Stricklin Wilson

1) 11-57188 Ninth Circuit denial due to the
 2) Violation of the Constitutional Right to:
 3) "Due process"

I Matthew Alan Lawrie the plaintiff hereby submit these exhibits in support of my allegations that all of the defendants sought to deprive me of my Constitutional rights to "due process" on 7-7-06 and before and after and currently without Money due to me in will I was wrongly found guilty in SCN 160404 because I had no Money to fight my case and I Could not call witnesses nor hire Competent representation.

All the defendants sought to deprive me from the murder of my late father Mr. Alan F Lawrie in October 2002 where Alice Y. Lawrie shot my dad with a shotgun at 3693 power Rd Escondido, California, then she had a fake burial after she had my dad Cremated to Cover-up Crime. Crime was murder and she would not have received Money from estate equal to \$100,000,000⁰⁰ in Merrill Lynch. all defendants did act in Coersion and unity.

I Matthew Alan Lawrie hereby submit this under the laws of perjury under the laws of California as true and Correct.

dated: 2/26/13

Matthew Alan Lawrie
 Matthew Alan Lawrie

JS 44 (Rev. 12/12)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

Matthew Alan Lawrie
F-74464

DEFENDANTS
State of California, et al.

FILED

MAR 06 2013

(b) County of Residence of First Listed Plaintiff Kings
(EXCEPT IN U.S. PLAINTIFF CASES)

2254 1983

County of Residence of First Listed Defendant
(IN U.S. PLAINTIFF CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED)

(c) Attorneys (Firm Name, Address, and Telephone Number)
Matthew Alan Lawrie
900 Quebec Ave
Corcoran CA 93212

FILING FEE PAID

CLERK US DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY DEPUTY

IFP MOTION FILED

Yes No

Attorneys (If Known)

Yes No

13CV0539 LAB WVG

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

1 U.S. Government Plaintiff

3 Federal Question
(U.S. Government Not a Party)

2 U.S. Government Defendant

4 Diversity
(Indicate Citizenship of Parties in Item III)

Court ProSe
Citizen of This State

PTF DEF
 1 1 Incorporated or Principal Place of Business In This State

PTF DEF
 4 4

Citizen of Another State
Citizen or Subject of a Foreign Country

2 2 Incorporated and Principal Place of Business In Another State

5 5

3 3 Foreign Nation

6 6

IV. NATURE OF SUIT (Place an "X" in One Box Only)

110 Insurance
 120 Marine
 130 Miller Act
 140 Negotiable Instrument
 150 Recovery of Overpayment & Enforcement of Judgment
 151 Medicare Act
 152 Recovery of Defaulted Student Loans (Excludes Veterans)
 153 Recovery of Overpayment of Veteran's Benefits
 160 Stockholders' Suits
 190 Other Contract
 195 Contract Product Liability
 196 Franchise

PERSONAL INJURY
 310 Airplane
 315 Airplane Product Liability
 320 Assault, Libel & Slander
 330 Federal Employers' Liability
 340 Marine
 345 Marine Product Liability
 350 Motor Vehicle
 355 Motor Vehicle Product Liability
 360 Other Personal Injury
 362 Personal Injury - Medical Malpractice

PERSONAL PROPERTY
 365 Personal Injury - Product Liability
 367 Health Care/ Pharmaceutical Personal Injury Product Liability
 368 Asbestos Personal Injury Product Liability
 370 Other Fraud
 371 Truth in Lending
 380 Other Personal Property Damage
 385 Property Damage Product Liability

DRUG RELATED SEIZURE
 625 Drug Related Seizure of Property 21 USC 881
 690 Other

LAW

EMPLOYMENT

SOCIAL SECURITY

IMMIGRATION

DEBT COLLECTION

422 Appeal 28 USC 158
 423 Withdrawal 28 USC 157

820 Copyrights
 830 Patent
 840 Trademark

861 HJA (1395ff)
 862 Black Lung (923)
 863 DIWC/DIWV (405(g))
 864 SSID Title XVI
 865 RSI (405(g))

870 Taxes (U.S. Plaintiff or Defendant)
 871 IRS—Third Party 26 USC 7609

375 False Claims Act
 400 State Reapportionment
 410 Antitrust
 430 Banks and Banking
 450 Commerce
 460 Deportation
 470 Racketeer Influenced and Corrupt Organizations
 480 Consumer Credit
 490 Cable/Sat TV
 850 Securities/Commodities/ Exchange
 890 Other Statutory Actions
 891 Agricultural Acts
 893 Environmental Matters
 895 Freedom of Information Act
 896 Arbitration
 899 Administrative Procedure Act/Review or Appeal of Agency Decision
 950 Constitutionality of State Statutes

REAL PROPERTY
 210 Land Condemnation
 220 Foreclosure
 230 Rent Lease & Ejectment
 240 Torts to Land
 245 Tort Product Liability
 290 All Other Real Property

440 Other Civil Rights
 441 Voting
 442 Employment
 443 Housing/ Accommodations
 445 Amer. w/Disabilities - Employment
 446 Amer. w/Disabilities - Other
 448 Education

HABEAS CORPUS:
 463 Alien Detainee
 510 Motions to Vacate Sentence
 530 General
 535 Death Penalty Other:
 540 Mandamus & Other
 550 Civil Rights
 555 Prison Condition
 560 Civil Detainee - Conditions of Confinement

710 Fair Labor Standards Act
 720 Labor/Management Relations
 740 Railway Labor Act
 751 Family and Medical Leave Act
 790 Other Labor Litigation
 791 Employee Retirement Income Security Act

462 Naturalization Application
 465 Other Immigration Actions

V. ORIGIN (Place an "X" in One Box Only)

1 Original Proceeding 2 Removed from State Court 3 Remanded from Appellate Court 4 Reinstated or Reopened 5 Transferred from Another District (specify) 6 Multidistrict Litigation

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
42:1983

VI. CAUSE OF ACTION

Brief description of cause:
Prisoner Civil Rights

VII. REQUESTED IN COMPLAINT:

CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$

CHECK YES only if demanded in complaint:
JURY DEMAND: Yes No

VIII. RELATED CASE(S)

IF ANY

(See Instructions):

JUDGE _____

DOCKET NUMBER _____

DATE
03/06/2013
FOR OFFICE USE ONLY

SIGNATURE OF ATTORNEY OF RECORD
s/ SKHoestenbach *SK Hoestenbach*

RECEIPT # _____ AMOUNT _____

APPLYING IFP _____

JUDGE _____

MAG. JUDGE _____

CCSATF/STATE PRISON AT CORCORAN

P.O. 5246

CORCORAN, CA 93212

NAME Matthew Alan Hines

NUMBER I-77467

HOUSING E-5, All Low



United States District Court

Southern District of California
Office of the Clerk

Edward J. Schwartz Federal Building
880 Front Street
Room 4290

Attn: New Evidence

STATE PRISON "Inmate"

GENERATED MAIL

2013-03-04 Dwyer, Matthew Alan Hines
U.S.A.

10
3/29/13

Amy



UNITED STATES POSTAL SERVICE